

August 1, 2005

Re: Initial Consistency Determination Habitat Conservation Plan - Karner Blue
(dated June 8, 2005)

R. Douglas Mitchem
P.O. Box 64486
Gary, IN 46401

Dear Mr. Mitchem:

This letter is to inform you that the Lake Michigan Coastal Program has found in its initial determination that this project is consistent with the laws of Indiana. Please note that upon issuance of this initial determination there is an additional Public Comment Period of 5 days in duration. We will issue a final determination of consistency by August 20, 2005. This initial determination indicates that the applicable state regulatory agencies have reviewed the information provided and find that this project does not violate any applicable state laws. Please note that this does not relieve you of the requirement to obtain the appropriate state and federal permits.

Please note that the Federal Consistency Process is triggered when we receive a consistency determination letter from an applicant. The requirements of this process are outline on our website at: <http://www.in.gov/dnr/lakemich/federal/index.html>

Should you have any questions regarding this determination please feel free to contact me either via email at mmolnar@dnr.in.gov or via phone at 317-233-0132.

Sincerely

Mike Molnar
Lake Michigan Coastal Program Manager, Federal Consistency Coordinator

Cc: file